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A handwritten signature in cursive script, reading "Dennis Montali", is written over a horizontal line.

DENNIS MONTALI

U.S. Bankruptcy Judge

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Archbishop of San Francisco

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

In re

THE ROMAN CATHOLIC ARCHBISHOP
OF SAN FRANCISCO,

Debtor and
Debtor in Possession.

Case No. 23-30564

Chapter 11

**INTERIM ORDER GRANTING DEBTOR'S
EMERGENCY MOTION TO (1) ESTABLISH
NOTICE PROCEDURES, (2) FILE
CONFIDENTIAL INFORMATION UNDER
SEAL, AND (3) TEMPORARILY SUSPEND
DEADLINE FOR FILING PROOFS OF
CLAIMS**

Date: August 24, 2023

Time: 1:30 p.m.

Via ZoomGov

Judge: Hon. Dennis Montali

1 The Roman Catholic Archbishop of San Francisco's (the "Debtor") motion for entry of an
2 order establishing notice procedures, allowing the filing of confidential information under seal, and
3 temporarily suspending the deadline for non-government creditors to file proofs of claim (the
4 "Motion"), filed on August 21, 2023, as ECF No. 10, came before the Court for emergency hearing
5 on August 24, 2023, at 1:30 p.m. Appearances were as noted on the record. All capitalized terms
6 used but not defined in this Interim Order shall have the meanings given to them in the Motion.

7 The Court having considered the Motion, the Passarello Background Decl., the Gaspari
8 Decl., and the Passarello Decl. filed in support of the Motion, the arguments of counsel at the hearing
9 on the Motion, and all pleadings and evidence of record in this Bankruptcy Case; and the Court
10 having found that it has jurisdiction over this proceeding; that this is a core proceeding; that notice
11 of the Motion has been given to the U.S. Trustee, the 20 largest unsecured creditors, all secured
12 creditors, if any, and any applicable governmental entities; that no further notice is necessary; that
13 the relief sought in the Motion is in the best interest of the Debtor, its estate, and its creditors; and
14 that good and sufficient cause exists for such relief,

15 IT IS HEREBY ORDERED as follows:

16 1. The Motion is GRANTED, on an interim basis, as set forth herein.

17 2. The Debtor shall establish and file a limited service list (the "Limited Service List")
18 that shall initially include the following parties in interest: (i) the U.S. Trustee; (ii) the Debtor;
19 (iii) the Debtor's attorneys; (iv) the Debtor's 20 largest unsecured creditors or the attorneys for the
20 Creditors' Committee;¹ (v) the attorneys for any other committee appointed by the U.S. Trustee;
21 (vi) the attorneys for the Debtor's pre-petition secured creditors, if any; (vii) those persons who have
22 filed a Notice of Appearance or Request for Notice in this case pursuant to Bankruptcy Rule 2002
23 and (viii) the Internal Revenue Service, and corresponding state agencies, as well as other
24 governmental agencies, to the extent required by the Bankruptcy Rules and the Bankruptcy Local
25 Rules.

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28 ¹ With respect to the Debtor's 20 largest unsecured creditors, at such time as the Creditors' Committee is appointed, the Debtor will add the attorneys for the Creditors' Committee to the Limited Service List and will remove the Debtor's 20 largest unsecured creditors.

1 3. Any party in interest desiring to be included on the Limited Service List shall file a
2 notice of such request with the Court on the docket of the case (by CM/ECF for those who are
3 registered participants or, for those who are not authorized CM/ECF users, by submitting a paper
4 copy, (i) by mail, to the Clerk of the Court, at the following address: The Clerk of the United States
5 Bankruptcy Court for the Northern District of California, San Francisco Division, 450 Golden Gate
6 Ave., Mail Box 36099, San Francisco, CA 94102; or (ii) in person, to the Clerk of the Court at the
7 following address: The Clerk of the United States Bankruptcy Court for the Northern District of
8 California, San Francisco Division, 450 Golden Gate Ave., 5th Floor, San Francisco, CA 94102);
9 and serve a written copy of such request to the Debtor's proposed bankruptcy counsel at the
10 following address: Paul J. Pascuzzi, Felderstein Fitzgerald Willoughby Pascuzzi & Rios LLP, 500
11 Capitol Mall, Suite 2250, Sacramento, CA 95814, or by email at ppascuzzi@ffwplaw.com.

12 4. The Debtor shall update the Limited Service List to include those persons or parties
13 who have made a written request to be included on the Limited Service List: (i) whenever the Debtor
14 files a motion; (ii) every seven (7) days during the first thirty (30) calendar days of this case; and
15 (iii) monthly thereafter throughout the pendency of this case. The Debtor will file with the Court a
16 notice of each updated Limited Service List if it includes changes from the last Limited Service List
17 filed with the Court.

18 5. The Limited Service List shall clearly identify interested parties and their counsel
19 who participate in the Court's Electronic Case Filing ("ECF") system.

20 6. Any person filing a pleading or a paper in this case shall serve such pleading or paper
21 on (a) all parties in interest listed on the most recent Limited Service List, and (b) any creditor or
22 other party in interest whose interests are likely to be affected directly by the pleading or proceeding.
23 The serving party shall file with the Court an affidavit or certificate of service and an attached list
24 of parties receiving notice within three (3) business days of service. The affidavit or certificate of
25 service can state that all parties on the Limited Service List were served in lieu of individually
26 identifying each party on the Limited Service List, in which case, it shall indicate the date of the
27 Limited Service List used.

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1 7. The electronic service by email which includes as a PDF attachment the documents
2 served by any person who participates in the ECF system or provides an email address on a request
3 for notice constitutes service of the pleading or paper and no conventional hard copy service on such
4 interested party shall be required, *provided however*, that notices required by Bankruptcy Rule
5 2002(a)(1), (4), (5), and (7), and (b)(1) and (2) shall be served by mail in hard copy.

6 8. Notwithstanding the foregoing, the following shall be provided to all known creditors
7 and other parties in interest, at their last address known to the Debtor, unless otherwise ordered by
8 the Court: (i) notice of the first meeting of creditors pursuant to Bankruptcy Code section 341; (ii)
9 notice of the time fixed for filing proofs of claim pursuant to Bankruptcy Rule 3003(c); (iii) notice
10 of the time fixed for filing objections to, and the hearing to consider approval of, a disclosure
11 statement or confirmation of a plan of reorganization; and (iv) notice and transmittal of ballots for
12 accepting or rejecting a plan of reorganization.

13 9. Notices under Bankruptcy Rules 2002(a)(2), 2002(a)(3) and 2002(a)(6) shall be
14 served on all parties identified in Rule 2002(a) until the U.S. Trustee appoints the Creditors'
15 Committee, if any. After such appointment, notices under Bankruptcy Rules 2002(a)(2), 2002(a)(3)
16 and 2002(a)(6) may be served on the Limited Service List only. Notice for the matters specified in
17 Bankruptcy Rules 2002(a)(4) and 2002(a)(5) shall be served on all parties identified in Rule 2002(a).

18 10. Complaints, summons, and contested matters shall be served on parties directly
19 affected by the pleading or proceeding in the manner prescribed by Bankruptcy Rules 7004 and
20 9014(b), unless such party expressly consents to electronic service.

21 11. The Debtor is authorized to file the portions of the schedules, any other pleadings
22 and proofs of service containing non-public names of abuse claimants and potential abuse claimants
23 under seal until further order of this Court. Under Bankruptcy Code section 107(c)(3), the Debtor
24 shall provide unredacted copies of any such sealed documents to the U.S. Trustee.

25 12. The Clerk is directed not to issue a Bar Date in this Bankruptcy Case, pending further
26 order of the Court. To the extent a Bar Date has already been set, the deadline for non-governmental
27 unit creditors to file proofs of claim against the Debtor's estate previously set is hereby vacated, and
28 the Court shall extend and reset the Bar Date to a future date.

1 13. After the appointment of the Creditors' Committee and consultation with the
2 Creditors' Committee, the Debtor shall file the Claim Procedures Motion, seeking approval of a
3 specific new Bar Date and specialized claims procedures.

4 14. The Court retains jurisdiction over any and all matters relating to the setting or re-
5 setting of proof of claim deadlines and claims procedures.

6 15. A final hearing on the Motion shall be held on September 14, 2023, at 1:30 p.m. Any
7 opposition to the Motion must be filed with the Court and served on counsel for the Debtor listed
8 on the first page of the Motion and this Interim Order, no later than September 7, 2023. The Debtor
9 shall file any reply to any opposition to the Motion by noon on September 12, 2023.

10 *****END OF ORDER*****

Court Service List

Registered ECF Participants only.